CONSTITUTION

OF

MCGRATH NATIVE VILLAGE COUNCIL

PREAMBLE

We, the Native people of McGrath, in order to secure for ourselves and our descendents recognition and establishment as an aboriginal people rightfully declaring what is ours under the laws of the United States of America, the State of Alaska, the Upper Kuskokwim Native Association and Tanana Chiefs Conference, Inc; to enlighten the people of our area for a better understanding of the Native and their affairs; to act as a voice for the Native people and to act as an organization to conduct the affairs of the Native as it concerns different State and Federal legislation that directly or indirectly affects them, do establish this Constitution of the McGrath Native Village Council.

ARTICLE ONE

NAME

This organization shall be known as McGrath Native Village Council.

ARTICLE TWO

LOCATION OF ORGANIZATION

The location of this organization shall be located in McGrath, Alaska.

ARTICLE THREE

MEMBERS

~~Section 1.~~ Qualifications of Membership. The conditions and regulations for membership in this organization shall include all of the following:

(a) A member shall be of Eskimo, Indian or Aleut extraction

of the village of McGrath and the immediate surrounding area; and

(b) A member shall be enrolled under stipulations provided under the Alaska Native Claims Settlement Act of 1971; or

(c) A member shall be recognized by the Village Council when living in McGrath or the immediate area on a temporary basis

Section 2. Voting Rights. Each member in good standing shall be entitled to one (1) vote on each matter submitted to a vote of the members.

Section 3. Honorary Members. Any person that does not qualify for membership as outlined in Section 1 of this Article can be appointed as an Honorary Member on a temporary or permanent basis by unanimous vote of the Village Council.

ARTICLE FOUR

GENERAL POWERS AND PURPOSES

Section 1. Powers Held. The organization shall have the following powers:

(a) To do all things for the common good which it has done or has the right to do in the past and which are not against Federal and State law as may apply;

(b) To deal with the Federal and State Governments on matters which interest the members;

(c) To obtain legal aid, as set forth in the Act of Congress of June 18, 1934;

(d) To control the use of members or nonmembers of any reserve set aside by the Federal Government for the members and to keep order in the reserve; and

(e) To guard and foster Native life, arts, possessions, and customs not against Federal and State laws.

Section 2. Grant of More Powers. The members may have and

use such other powers as may be given to them by the Federal and State Government.

Section 3. Use of Powers. The governing body shall put into use such of the powers to a member as the members may give to him/her at regular or special meetings of the members provided that he/she shall make reports of his/her actions to the members at regular or special meetings.

Section 4. Rule-making Powers. The governing body may make rules which are not against Federal or State law to carry out the words of the Constitution.

Section 5. Purposes. The purposes of this organization are as follows:

(a) To promote pride on the part of the Natives of McGrath;

(b) To promote the physical, economic and social well-being of the Native people;

(c) To discourage and overcome racial prejudice and the inequities which such prejudice creates;

(d) To promote good government by reminding those who govern and those who are governed of their mutual responsibilities;

(e) To act as the voice of the Native Villages surrounding McGrath;

(f) To allocate Federal, State and local funding for village projects; and

(g) To be able to borrow money.

ARTICLE FIVE

AMENDMENTS TO THE CONSTITUTION

Changes in this Constitution and By-laws may be made if the changes are approved by the Secretary of the Interior and by a majority vote of the membership voting in an election called by the Secretary of the Interior of which at least thirty (30) percent of the voting membership takes part.

BY-LAWS

OF

MCGRATH NATIVE VILLAGE COUNCIL

ARTICLE ONE

MEETING OF MEMBERS

Section 1. Regular Meetings. A meeting of the members shall be held at least one (1) time per month for the transaction of business as may come before the meeting or for the purpose of electing village council members which is in the month of January of every year. If the election of the village council is not held in the day(s) designated by notice for any regular meeting, or at any adjournment thereof, the village council shall cause the election to be held at a special meeting of the members as seen thereafter as is convenient.

Section 2. Special Meetings. Special meetings of the members may be called by the Chief or the majority of the village council members.

Section 3. Notice of Meetings. Oral and written or printed notice stating the place, day and hour of any meeting of the members shall be given, either personally and/or posting, to each member entitled to vote at such meeting at the direction of the Chief or the majority of the village council members. The date of each regular or special meeting shall be designated two (2) days prior to such meetings.

Section 4. Quorum. A quorum shall consist of a majority of members present in person or by proxy at any regular or special meeting. If a quorum is not present at any meeting of the members, a majority of the members present may adjourn the meeting from time to time with two (2) days notice as provided by these by-laws.

ARTICLE TWO

VILLAGE COUNCIL

Section 1. General Powers. The affairs of the organization shall be managed by the village council except at a regular or special meeting of the members where the members present shall have the supreme governing authority of the village council, regulating and directing the policies, affairs, and objectives of the organization.

Section 2. Number, Tenure, and Qualifications. The village council shall be made up of five (5) officers which shall consist of a First (1st) Chief, Second (2nd) Chief, Third (3rd) Chief, a Secretary/Treasurer, and a Sargeant of Arms. The village council members must be members of the organization. The tenure of the village council members shall be one (1) year or until their successors have been elected and have assumed office.

Section 3. Regular Meetings. Regular meetings of the village council shall be no less than four (4) times a year. Notice of regular meetings shall be determined by the First (1st) Chief or by the majority of the village council.

Section 4. Special Meetings. Special meetings of the village council may be called by or at the request of the First (1st) Chief or a majority of the village council members where the notice shall be determined by either.

Section 5. Quorum. A majority of the village council members shall constitute a quorum for the transaction of business at any meeting of the village council; but if less than a majority of the village council members are present at any meeting, a majority of the village council members present may adjourn the meeting from time to time until a quorum is established.

Section 6. Village Council Decisions. The act of the majority

of the village council members present at a meeting at which a quorum is present shall be the act of the village council.

Section 7. Vacancies. Any vacancies occuring in the village council membership shall be filled by the members at a regular or special meeting of the members at which a quorum is present if the number of vacancies are two (2) or more. A ten (10) day period of notice must be posted before such meeting at which the election takes place. A village council member appointed to fill a vacancy shall serve for the unexpired portion of the term of his/her predeccessor.

Section 8. Removal. Any village council member may be removed from the village council by a majority vote of the membership, whenever, in its judgment, the best interest of the organization would be served.

ARTICLE THREE

OFFICERS

Section 1. Officers. The officers of the organization shall be a First (1st) Chief, Second (2nd) Chief, Third (3rd) Chief, Secretary/Treasurer, and a Sargeant of Arms and such other officers as may be elected in accordance with the provisions of this article. The village council may elect or appoint such other officers, including one (1) or more assistant secretaries and one (1) or more assistant treasurers, as it shall deem desirable, such officers to have the authority and to perform the duties prescribed from time to time by the village council. No two offices will be held by the same village council member. The officers must be members of the organization over the age of nineteen (19) years.

Section 2. Election and Term of Office. The officers of the organization shall be elected by the general membership as provided for in Article One (1) of these by-laws.

Section 3. Removal. Any officer elected or appointed by the village council may be removed by the village council, whenever, in its judgment, the best interest of the organization would be served. Any officer elected by the general membership can be likewise removed as provided for in Article Two (2), Section Eight (8) of these by-laws.

Section 4. Vacancies. A vacancy in any office because of death, resignation, removal, disqualification, or otherwise, shall be filled by the general membership as provided for in Article Two (2), Section Seven (7) or Article Three (3), Section Three (3) of these by-laws.

Section 5. First Chief. The First Chief shall preside at all meetings of the organization and be an ex-officio member of all committees of the organization; and perform all duties required of him as general supervisor of the organization.

Section 6. Second Chief. The Second Chief shall, in the absence of the First Chief, or in the event of his/her inability or refusal to act, perform the duties of the First Chief, and when so acting, shall have the powers of and be subject to all restrictions of the First Chief.

Section 7. Third Chief. The Third Chief shall, in the absence of the Second Chief and the First Chief, or in the event of their inability or refusal to act, perform their duties, and when so acting, shall have the powers of and be subject to all restrictions that they have.

Section 8. Secretary-Treasurer. The principal duties of the Secretary-Treasurer will be to countersign all deeds, leases, and conveyances executed by the organization, affix the seal of the organization thereto and to such other papers as shall be required and directed to be sealed, to keep a record of the proceedings of the village council, to safely and systematically keep all books, papers, records,

and documents belonging to the organization, to keep an account of all monies, credits, and property of any and every nature of the organization, to keep an accurate account of all monies received and disbursed and proper vouchers for monies disbursed, and to render such accounts, statements, and inventories of monies received and disbursed.

Section 9. Sargeant of Arms. The Sargeant of Arms shall keep harmony, good fellowship, life and enthusiasm in all meetings of the organization. He/she shall fine members at meetings and there shall be no ruling from his/her decision in imposing such. When the Sargeant of Arms has the floor, all members and guests present shall be quiet and give due respect for what he/she says. He may physically remove any member that causes disorder in any meeting of the organization.

ARTICLE FOUR

COMMITTEES

The village council may designate one (1) or more committees which, to the extent provided by such attorney, shall have and exercise the authority of the village council in the management of the organization; but the designation of such committees and the delegation thereto of authority shall not operate to relieve the village council, or any individual village council member, of the responsibility imposed on it or him/her by law. Other committees not having or exercising the authority of the village council in the management of the organization may be designated by the village council. Except as otherwise provided for in a village council resolution, members of such foregoing committees shall be members of the organization. Any members of any committee of the organization can be removed by the appointing authority, whenever, in its judgment, the best interest of the organization would be served by such action.

ARTICLE FIVE

FISCAL YEAR

The fiscal year of the organization shall begin on the first (1st) day of October and end on midnight of the thirtieth (30th) day of September of the following year.

ARTICLE SIX

AMENDMENTS TO THESE BY-LAWS

Changes in these by-laws may be made if the changes are approved by the United States Secretary of the Interior and by a majority vote of the village members over the age of twenty-one (21) voting in an election called by the Secretary of the Interior at which at least thrity (30) per cent of the voting membership takes part.